IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 610 OF 2007
IN
STAMP NUMBER MAIN NO. 775 OF 2007

THE LAND ACQUISITION OFFICER
P.W.D. (CELL) AND ANR ... Applicants
Versus
SHRI. VASSANT RAMNATH CAMOTIM
BAMBOLKAR ... Respondent

Mr. S.S. Kantak, Advocate General with Mrs. Leena Kamat Dharwadkar, Addl. Govt. Advocate for the Applicants.
Mr. P. Gaitonde, Advocate for the Respondent.

Coram:- R. S. MOHITE &
N. A. BRITTO, JJ.

Date:- 15th October, 2007

P.C.:

Heard both sides.

This is an application for condonation of 248 days delay in filing of the First Appeal.

The facts indicate that the award was passed on 7/04/2006 and the certified copy was applied for on the same day and obtained on 19/04/2006. It is the case of the Applicants that they did not know about the award till 21/02/2007, when they received a letter from the Claimants' Advocate asking to deposit the excess amount in terms of award dated 7/04/2006. Even assuming this is correct, there is some degree of negligence on behalf of the Applicants in following up the matter with their Advocate after the last known date. In the circumstance we are inclined to allow the application with costs of Rs. 1,000/-.

Application is allowed. Costs of Rs. 1,000/- to be paid to the Respondent within a period of three weeks from today.

Misc. Civil Application stands disposed off. First Appeal to be numbered and placed for admission on 19/11/2007.

R. S. MOHITE, J.

N. A. BRITTO, J.

NH